

House File 614

H-1341

- 1 Amend House File 614 as follows:  
2 1. Page 1, before line 1 by inserting:  
3 <DIVISION I  
4 FIREWORKS REGULATION>  
5 2. Page 2, line 26, by striking <four> and  
6 inserting <eight>  
7 3. Page 2, line 30, by striking <two> and inserting  
8 <four>  
9 4. Page 2, line 34, by striking <two> and inserting  
10 <four>  
11 5. Page 3, line 3, by striking <twenty-five> and  
12 inserting <one hundred>  
13 6. Page 4, line 24, by striking <seller license>  
14 7. Page 4, line 27, by striking <seller license>  
15 8. Page 4, line 28, by striking <seller license>  
16 9. Page 4, line 32, after <section> by inserting  
17 <and section 100.19A>  
18 10. Page 4, line 35, after <3> by inserting <and  
19 the fees collected by the state fire marshal under  
20 section 100.19A for wholesaler registration>  
21 11. Page 5, after line 16 by inserting:  
22 <Sec. \_\_\_\_ . NEW SECTION. 100.19A **Consumer fireworks**  
23 **wholesaler — registration — penalty.**  
24 1. For purposes of this section:  
25 a. "*Consumer fireworks*" means first-class consumer  
26 fireworks and second-class consumer fireworks, as those  
27 terms are defined in section 100.19.  
28 b. "*Wholesaler*" means a person who engages in the  
29 business of selling or distributing consumer fireworks  
30 for the purpose of resale in this state.  
31 2. The state fire marshal shall adopt rules to  
32 require all wholesalers to annually register with  
33 the state fire marshal. The state fire marshal may  
34 also adopt rules to regulate the storage or transfer  
35 of consumer fireworks by wholesalers and to require  
36 wholesalers to maintain insurance.  
37 3. The state fire marshal shall establish an  
38 annual registration fee of one thousand dollars for  
39 wholesalers of consumer fireworks within the state.  
40 Registration fees collected pursuant to this section  
41 shall be deposited in the consumer fireworks fee fund  
42 created in section 100.19, subsection 6.  
43 4. A person who violates a provision of this  
44 section or a rule adopted pursuant to this section is  
45 guilty of a simple misdemeanor.>  
46 12. Page 6, line 9, by striking <resolution  
47 suspend> and inserting <ordinance or resolution  
48 prohibit>  
49 13. Page 6, lines 10 and 11, by striking <727.2, if  
50 the board determines that the use of such devices would

1 constitute a threat to public safety> and inserting  
2 <727.2>  
3 14. Page 6, line 18, by striking <resolution  
4 suspend> and inserting <ordinance or resolution  
5 prohibit>  
6 15. Page 6, by striking lines 20 through 22 and  
7 inserting <novelties, as described in section 727.2.>  
8 16. Page 8, line 10, by striking <suspended by a  
9 resolution> and inserting <prohibited or limited by an  
10 ordinance>  
11 17. Page 8, lines 30 and 31, by striking <suspended  
12 by a resolution> and inserting <prohibited or limited  
13 by an ordinance>  
14 18. Page 10, by striking lines 4 and 5 and  
15 inserting:  
16 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
17 of this Act, being deemed of immediate importance,  
18 takes effect upon enactment.  
19 DIVISION \_\_\_\_\_  
20 RULEMAKING  
21 Sec. \_\_\_\_\_. EMERGENCY RULES. The state fire  
22 marshal shall adopt emergency rules under section  
23 17A.5, subsection 2, paragraph "b", to facilitate the  
24 implementation and administration of this Act.  
25 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
26 of this Act, being deemed of immediate importance,  
27 takes effect upon enactment.>  
28 19. Title page, line 2, by striking <and providing  
29 penalties> and inserting <, providing fees and  
30 penalties, and including effective date provisions>  
31 20. By renumbering as necessary.

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WINDSCHITL of Harrison